

**IN THE UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF PENNSYLVANIA
JAMES KNOLL GARDNER, DISTRICT JUDGE**

APPLICATION FOR CONTINUANCE

INSTRUCTIONS:

1. Please type or print legibly.
2. Counsel of record and unrepresented parties must sign.
3. Applying counsel or unrepresented party shall (a) complete Sections I, II and III; (b) obtain a new date certain from Judge Gardner's chambers; (c) obtain agreement of all counsel and unrepresented parties to the new date; and (d) insert new agreed date and time on the "DATE/TIME" line in Section V.
4. Other counsel of record and unrepresented parties shall complete Section IV, indicating whether "UNOPPOSED" or "OPPOSED", and specifying the reasons for any opposition.
5. This form may be submitted in multiple parts.

I. APPLICATION IS MADE TO CONTINUE THE FOLLOWING CASE(S):

Air Products LLC

VS

Ciech, S.A.

CASE NO: 5:12-cv-06953-JKG

COMPANION CASE NO(S):

CASE SCHEDULED ON DATE December 4, 2013 TIME 10:00 AM

BEFORE JUDGE JAMES KNOLL GARDNER

TYPE OF PROCEEDING (CHECK BELOW)

- | | | | |
|--|--|--|--|
| <input checked="" type="checkbox"/> ARGUMENT | <input type="checkbox"/> NON-JURY TRIAL | <input type="checkbox"/> RULE 16 OFFICE
PRE-TRIAL CONFERENCE | <input type="checkbox"/> SENTENCING |
| <input type="checkbox"/> HEARING | <input type="checkbox"/> PLEA HEARING | <input type="checkbox"/> RULE 16 TELEPHONE
STATUS CONFERENCE | <input type="checkbox"/> SETTLEMENT CONFERENCE |
| <input type="checkbox"/> JURY TRIAL | <input type="checkbox"/> RULE 16 OFFICE
STATUS CONFERENCE | <input type="checkbox"/> RULE 16 TELEPHONE
PRE-TRIAL CONFERENCE | <input type="checkbox"/> OTHER _____ |

II. NUMBER OF PREVIOUS CONTINUANCES 0 **BY PLAINTIFF** 0 **BY DEFENDANT** 0
BY THIRD PARTY PLAINTIFF _____ **BY THIRD PARTY DEFENDANT** _____

III. APPLICATION IS MADE FOR THE FOLLOWING REASON(S): The parties have reached an agreement in principle to settle the dispute, and are currently working towards reaching a final settlement agreement.

Jonathan E. Paikin

APPLYING PARTY: PLEASE PRINT AND SIGN

Telephone: 202-663-6703

November 19, 2013

DATE

Ciech, S.A.

REPRESENTING

IV. APPLICATION IS UNOPPOSED/OPPOSED FOR THE FOLLOWING REASON(S): Application is unopposed for the reason stated in Section III above.

Michael Lacovara

OPPOSING PARTY: PLEASE PRINT AND SIGN

Telephone: 212-230-4830

November 19, 2013

DATE

Air Products LLC

REPRESENTING

OPPOSING PARTY: PLEASE PRINT AND SIGN

Telephone: _____

DATE

REPRESENTING

V. ACTION TAKEN BY THE COURT:

NOW, November 20, 2013

- ☒ APPLICATION IS GRANTED AND THE CASE IS CONTINUED ☐ APPLICATION DENIED
☐ NO FURTHER CONTINUANCES

☒ TO December 27, 2013, at 9:30 A.M., in Courtroom B, Edward N. Cahn United States Courthouse, 504 West Hamilton Street, Allentown, PA
DATE/TIME

James Knoll Gardner
JUDGE